

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor	: Jimmy TzeMing Pang et al.	Confirmation No.: 7109
Appln. No.	: 10/824,861	Group Art Unit: 2627
Filed	: April 15, 2004	Examiner: D. E. Mercedes
For	: ADAPTIVE RECORDING BAND EXPANSION METHODOLOGY	
Docket No.	: S104.12-0056/STL 11441	

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

FILED ELECTRONICALLY FEBRUARY 28, 2007

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed August 30, 2006, finally rejecting claims 1, 4-6, 8-12, 15, 18 and 20-22.

FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 1.17(b) the fee for filing the Notice of Appeal is:

<input checked="" type="checkbox"/> other than a small entity	\$500.00
<input type="checkbox"/> small entity	\$250.00

EXTENSION OF TIME

These proceedings are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(a) ☒ Applicant petitions for an extension of time under 37 C.F.R. § 1.17(a)-(d) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<input checked="" type="checkbox"/> one month	\$120.00	\$60.00
<input type="checkbox"/> two months	\$450.00	\$225.00
<input type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00

If an additional extension of time is required, please consider this a petition therefor.

[X] An extension for one month has already been secured and the fee paid therefor of \$120.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$120.00

or

(b) [] Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$500.00

Extension fee (if any) \$120.00

Total Fee Due \$620.00

FEE PAYMENT

[X] The fees in the amount of \$620.00 have been paid electronically.

[] Charge Deposit Account No. 23-1123, the sum of \$_.

The Director is authorized to charge any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: /John D. Veldhuis-Kroeze/
John D. Veldhuis-Kroeze, Reg. No. 38,354
900 Second Avenue South, Suite 1400
Minneapolis, Minnesota 55402-3244
Phone: (612) 334-3222
Fax: (612) 334-3312

JVK/jme